

**UNITED STATES DISTRICT COURT****Northern District of California**

Gensaw,

07-03009 TEH

Plaintiff(s),

**NOTICE RE: NONCOMPLIANCE  
WITH COURT ORDER**

v.

,

Defendant(s).

The parties have failed to file an ADR Certification and either a Stipulation and [Proposed] Order Selecting an ADR Process or a Notice of Need for ADR Phone Conference as required by the Initial Case Management Scheduling Order. Counsel shall Meet and Confer forthwith in an attempt to agree on an ADR process for this matter. Thereafter, counsel, on behalf of themselves and each party, promptly shall file an **ADR Certification** and either 1) a **Stipulation and [Proposed] Order Selecting ADR Process**, or 2) a **Notice of Need for ADR Phone Conference** (Civil L.R. 16-8(b), ADR L. R. 3-5(b) Civil L.R. 16-8(c), ADR L. R. 3-5(c), (d)). (These forms are available at [www.adr.cand.uscourts.gov](http://www.adr.cand.uscourts.gov).)

Further, in accordance with ADR L.R. 3-5(e) counsel shall concurrently provide a copy of all documents filed pursuant to this notice directly to the ADR Unit either by fax (415-522-4112), hand delivery (ADR Program, USDC, Northern District of California,

1 450 Golden Gate Avenue, 16<sup>th</sup> Floor, San Francisco, California), or by PDF attachment  
2 to an e-mail directed to [adr@cand.uscourts.gov](mailto:adr@cand.uscourts.gov).

3  
4 It is the responsibility of counsel to schedule an ADR Phone Conference, if  
5 required, to occur before the Case Management Conference.

6  
7  
8 Dated: March 13, 2008

9 RICHARD W. WIEKING

10 Clerk

11 by: Timothy J. Smagacz



12 ADR Administrative Assistant

13 415-522-4205

14 Tim\_Smagacz@cand.uscourts.gov  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

## PROOF OF SERVICE

Case Name: Gensaw v.

Case Number: 07-03009 TEH

I declare that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California. I am over the age of eighteen (18) years and not a party to the action. My business address is:

ADR Program  
United States District Court  
Northern District of California  
450 Golden Gate Avenue Floor 16  
San Francisco, CA 94102

On March 13, 2008, I served a true and correct copy of:

### **Notice Re: Noncompliance With Court Order**

[X] electronically, I caused said documents to be transmitted using ECF as specified by General Order No. 45 to the following parties:

Stephen Emmanuel George  
Covington & Burling LLP  
1 Front Street  
35 Floor  
San Francisco, CA 94111  
sgeorge@cov.com

Jory Claire Steele  
ACLU of Northern California  
39 Drumm Street  
San Francisco, CA 94111  
jsteele@aclunc.org

Donald W. Brown  
Covington & Burling  
One Front Street  
San Francisco, CA 94111

Alan Lawrence Schlosser  
ACLU Foundation of Northern California, Inc.  
39 Drumm Street

San Francisco, CA 94111  
aschlosser@aclunc.org

John Michael Vrieze  
Mitchell, Brisso, Delaney & Vrieze  
P.O. Drawer 1008  
Eureka, CA 95502  
jvrieze@mitchelllawfirm.com

William Forrest Mitchell  
Mitchell, Brisso, Delaney & Vrieze  
Attorneys at Law  
P.O. Drawer 1008  
Eureka, CA 95502  
wmitchell@mitchelllawfirm.com

[ ] by Facsimile, I caused said documents to be transmitted to the following parties by fax machine:

[ ] by U. S. Mail, I placed a true copy in a sealed envelope with postage fully prepaid in the United States Post Office Mail Box in San Francisco, California, addressed as follows:

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on March 13, 2008 in San Francisco, California.

RICHARD W. WIEKING  
Clerk

by: Timothy J. Smagacz



---

ADR Administrative Assistant  
415-522-4205  
Tim\_Smagacz@cand.uscourts.gov